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Fax Transmission

From: **Rita Hannan** Date: **October 10, 2003**
Direct Dial: **212.908.6368** Fax: **212.425.5288**
Client/Matter: **10744/4200/US Serial No. 09/824,193** Total number of pages: **3**
(including cover)

Please deliver to:

Name	Company	Fax	Phone
Examiner Budd	Patent Office	1 703 872 9306 1 703 306 3329 1 703 308 7724	1 703 308 3929

1-703-308 1371

Comments:

Enclosed please find a copy of a Notice of Appeal received by the Patent Office on April 15, 2003, along with a copy of the stamped postcard bearing receipt of same.

Please have the attached delivered to Examiner Budd, located at art unit 2834. Also, please do not charge Kenyon & Kenyon deposit account for any additional expenses. This is a courtesy copy only.

Thank you for your attention to this matter.

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FROM KENYON & KENYON

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			
NOTICE OF APPEAL AND REQUEST FOR EXTENSION OF TIME PURSUANT TO 37 C.F.R. § 1.136(a)		Docket Number: 10744/4200	
Application Number 09/824,193	Filing Date April 2, 2001	Examiner Mark O. Budd	Art Unit 2834
Invention Title COMPENSATION OF BATCH VARIATION IN THE TRAVEL DUE TO VARIATIONS IN THE LAYER THICKNESS OR NUMBER OF LAYERS IN MULTI-LAYER PIEZOELECTRIC ELEMENTS		Inventor(s) Johannes-Joerg RUEGER et al.	

Commissioner for Patents
Washington, D.C. 20231



Applicants hereby appeal to the Board of Patent Appeals and Interference from the decision of the Examiner made in the Final Office Action dated October 10, 2002 finally rejecting claims 1-34.

Applicants also hereby request an additional one-month extension of time in which to respond to the Final Office Action mailed October 10, 2002, for which a response period expiring on January 10, 2003 was set. A two-month extension of time and the \$410.00 fee was paid on February 21, 2003. The extended period expires on April 10, 2003. Please charge the additional fee of \$520.00 (three-month extension of time fee \$930.00 less the two-month extension fee \$410.00 already paid) to the account of Kenyon & Kenyon, Deposit Account No. 11-0600.

The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.191 Notice of Appeal fee of \$320.00 and the 37 CFR §1.136(a) extension fee of \$520.00 to the deposit account of **Kenyon & Kenyon**, deposit account number 11-0600. The Commissioner is also authorized to charge any additional fees or credit any overpayment in connection with this paper to Deposit Account No. 11-0600. A duplicate of this communication is enclosed for that purpose.

Respectfully submitted,

Dated: April 10, 2003

By: Richard L. Mayer
Richard L. Mayer
Reg. No. 22,490
KENYON & KENYON
42,194

CUSTOMER NO. 26646
PATENT TRADEMARK OFFICE

Case No. 10744/4200
Ser. No. 09/824,193

Atty. OAU
Due Date 4/10/03

The Impressed Mail Room date stamp acknowledges receipt of the date indicated of:

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